

5-26-05

IPU

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Yaron Ilan, et al.

Serial No. 10/675,980

Filed: September 30, 2003

Title: GLUCOCEREBROSIDE TREATMENT  
OF DISEASE

Group Art Unit: 1648

Examiner: Emily M. Le

527 Madison Avenue (9<sup>th</sup> Floor)  
New York, NY 10022-4304  
May 26, 2005

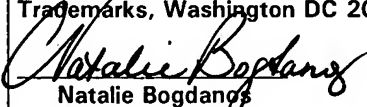
**FILED BY EXPRESS MAIL**

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REPLY TO NOTICE OF NON-COMPLIANT AMENDMENT (37 C.F.R. §1.121)**

Dear Sirs:

Applicants submit this Reply in response to a Notice of Non-Compliant Amendment (hereinafter referred to as the "Notice") regarding the above-referenced patent application. A copy of this Notice is attached herein as Appendix 1.

EXPRESS MAIL CERTIFICATE	
"Express Mail" Label No. <u>EV 655204866 US</u>	
Deposit Date	<u>May 26, 2005</u>
I hereby certify that this paper and the attachments herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington DC 20231.	
 Natalie Bogdanos Reg. No. 51,480	<u>5/26/05</u> Date

The Notice indicated that the Preliminary Amendment filed on April 20, 2005 (attached herein as Appendix 3) was non-compliant because it failed to meet the requirements of 37 C.F.R. §1.121. Specifically, it was non-compliant because a complete listing of all the claims was not present and each claim was not provided with the proper status identifier.

In accordance with 37 C.F.R. §1.121, and as the Notice requires, a complete listing of all the claims is hereby provided with their proper status identifiers (attached herein as Appendix 2).

There are no fees due in connection with this Reply. If any fees are due, the United States Patent and Trademark Office is hereby authorized to charge Deposit Account No. 05-1135, or to credit any overpayment thereto.

Respectfully submitted,



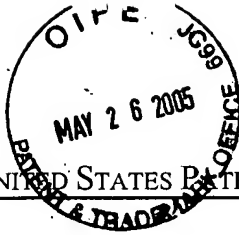
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al/uspros/Enz-64(CIP).ReplytoNoncompliant.052605



App. 1

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/675,980	09/30/2003	Yaron Iian	Enz-64 (CIP)	9089
28171	7590	04/27/2005	EXAMINER	
ENZO BIOCHEM, INC. 527 MADISON AVENUE (9TH FLOOR) NEW YORK, NY 10022			LE, EMILY M	
			ART UNIT	PAPER NUMBER
			1648	

DATE MAILED: 04/27/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES PATENT AND TRADEMARK OFFICE



10/675,980

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

### Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 04/20/2005 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121. In order for the amendment document to be compliant, correction of the following item(s) is required. Only the corrected section of the non-compliant amendment document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted. 37 CFR 1.121(h).

THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☐ C. Other \_\_\_\_\_
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☐ B. Other \_\_\_\_\_
- ☐ 3. Amendments to the drawings: \_\_\_\_\_
- ☒ 4. Amendments to the claims:
- ☒ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently amended), (Canceled), (Withdrawn), (Previously presented), (New) and (Not entered).
  - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☐ E. Other: \_\_\_\_\_

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officelflyer.pdf>.

✓ If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION** (including a submission for an RCE), and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. The period for response to a final rejection continues to run from the date set in the final rejection, and is not affected by the non-compliant status of the amendment.

Juanito P. Meron  
Legal Instruments Examiner (LIE)

571 272 0541  
Telephone No.